

Law Offices  
Hoagland, Fitzgerald, Smith & Pranaitis

401 Market Street  
P. O. Box 130  
Alton, Illinois 62002

(618) 465-7745  
Fax No. (618) 465-3744

William H. Hoagland  
R. Emmett Fitzgerald  
Donald L. Smith  
Al J. Pranaitis  
Stephen J. Maassen \*\*  
Robert G. Raleigh \*  
C. Raymond Bell \*  
Scott D. Bjorseth \*  
Daniel M. Fitzgerald \*

Of Counsel:  
Charles B. Godfrey \*  
Karl K. Hoagland, Jr.  
Robert B. Maucker

\* Also Licensed in Missouri  
\*\* Also Licensed in Indiana

November 14, 1995

**VIA OVERNIGHT DELIVERY**

Joseph Cosentino, OSC  
Removal Action Branch  
Emergency and Remedial Response Division  
U.S. Environmental Protection Agency, Region II  
2890 Woodbridge Avenue  
Edison, NJ 08837

Re: USEPA 104(e) Request For Information  
Bayonne Barrel & Drum Superfund Site  
150-154 Raymond Blvd.  
Newark, Essex County, N.J. ("Site")

Dear Mr. Cosentino:

Enclosed herewith please find Container Corporation of America's Response to USEPA's Request for Information for the above referenced Site ("Response"), submitted by Jefferson Smurfit Corporation (U.S.) (referred to hereinafter as the "Company"). The Company is the survivor of the merger of Container Corporation of America ("CCA") and the former Jefferson Smurfit Corporation (U.S.), which occurred on December 31, 1994. As confirmed in a letter from Janet R. Carl, Esq., Jefferson Smurfit Corporation, to Marc Seidenberg, Esq., USEPA Region II, dated October 19, 1995, the Company was given until November 15, 1995 to respond to USEPA's Information Request.

To summarize the Response, based on the Company's 104(e) Information Search, as described below and in the Response, the Company believes that it has not transacted any business with Bayonne Barrel & Drum for the disposal, treatment or storage of any barrels, drums or other containers, or any other wastes.



Hoagland, Fitzgerald, Smith & Pranaitis

Joseph Cosentino, OSC  
Bayonne Barrel & Drum Site

November 14, 1995  
Page -2-

It is our understanding and assumption that the Request for Information was addressed to CCA and was actually received by the Company's Matawan, NJ Paperboard Drum Plant. Therefore, in a good faith effort to be responsive to the Request for Information, attorneys for the Company directed a copy of the Request for Information to all of the Company's facilities located within a radius of approximately 100 miles of the Site (11 facilities, including facilities that had not been part of CCA prior to the merger). The Request for Information was also directed to specific departments at the Company's Corporate Headquarters (approximately 6 individuals) and relevant Division Environmental Managers (3 individuals). The Company also questioned employees familiar with the operation of seven (7) Company facilities that have been closed or are no longer operating in the area. In addition, numerous other relevant employees of the Company and some former employees were contacted (see Response #4 to USEPA Information Request).

These employees of the Company conducted a good faith, diligent search of available records within their custody and control, and had present and former employees questioned to determine the extent to which CCA did business, if at all, with Bayonne Barrel and Drum. Because the Information Request did not provide the time period in question, the Company's Information Search went as far back as was reasonably possible. Based on this extensive search, the Company believes that it has not transacted any business with Bayonne Barrel & Drum for the disposal, treatment or storage of any barrels, drums or other containers, or any other Company waste. We believe this search satisfies the Company's duty of due diligence.

On November 9, 1995, Daniel M. Fitzgerald, attorney for the Company, contacted USEPA on behalf of the Company, through the Bayonne Barrel & Drum Hotline, and requested that USEPA provide a copy of any and all documents in its possession for this Site which reference CCA. Ms. Donna Murphy, a representative of the contractor for USEPA, agreed to provide copies of such documents as soon as possible. However, because the Company has not yet received said documents, the Company's Information Search did not include a review of those documents. Upon receiving the documents from USEPA, the Company plans to review the documents and will file a supplemental response with USEPA, if necessary.

Finally, during the Company's 104(e) Information Search, the Company discovered the following information which is not technically responsive to the Information Request but which we believe should be disclosed. During the Information Search, two former employees of the Company stated that the Company may have inserted newly manufactured plastic liners, which the Company manufactured, into drums that were reconditioned by Bayonne Barrel

Hoagland, Fitzgerald, Smith & Pranaitis

Joseph Cosentino, OSC  
Bayonne Barrel & Drum Site

November 14, 1995  
Page -3-

& Drum and sold to DuPont. To be more precise, Bayonne Barrel & Drum may have sold reconditioned drums to DuPont; however, before the reconditioned drums were shipped to DuPont, the drums may have been sent to a Company facility, where newly manufactured plastic liners were made, so that newly manufactured plastic liners could be inserted into the reconditioned drums. The reconditioned drums, with the newly manufactured plastic liners, may have then been shipped on to DuPont. According to those same two former employees, these business transactions did not relate to the disposal, treatment or storage of any barrels, drums or other containers, or any other Company waste. At this time, we have not uncovered any documentation supporting the recollection of these two former employees. We mention this evidence as a possible explanation in the event that USEPA records indicate in a non-specific way that CCA "did business" with Bayonne Barrel & Drum. Therefore, the Company stresses that based on the Company's Information Search, the Company believes that it has not transacted any business with Bayonne Barrel & Drum for the disposal, treatment or storage of any barrels, drums or other containers, or any other Company waste.

Because the Company found no contact with Bayonne Barrel & Drum for the disposal, treatment or storage of any barrels, drums or other containers, or any other Company waste and because of the limited time for responding to this Information Request, we have not included any of the contacted Plant's EPA Identification Numbers, which was referenced in USEPA's cover letter to the Request for Information, and not in the Request itself. However, if USEPA requires the contacted Plant's EPA Identification Numbers, we will provide them upon request.

If you have any questions regarding this letter or the Company's Information Response, or if you believe our investigation should go further, please contact Bill Hoagland or Dan Fitzgerald (618-465-7745); Roy C. Cobb, Jr. (314-746-1154); or Janet R. Carl (314-746-1256). Furthermore, if USEPA possesses any information that it believes may be contrary to or different from the information contained in this letter or in the Company's Information Response, we would expect USEPA to contact us as soon as possible and provide us with that information so that we can further investigate it.

The providing of the information contained in this letter and the accompanying Information Response is not intended as and should not be construed as a waiver of any rights or privileges available to our client, the Company.


Hoagland, Fitzgerald, Smith & Pranaitis

Joseph Cosentino, OSC  
Bayonne Barrel & Drum Site


November 14, 1995  
Page -4-

Thank you for your cooperation.

Very truly yours,



William H. Hoagland



Daniel M. Fitzgerald

DMF/bda

cc: Marc Seidenberg, Esq. (VIA OVERNIGHT DELIVERY)  
Office of Regional Counsel  
U.S. Environmental Protection Agency, Region II  
290 Broadway, 17th Floor  
New York, NY 10007

**CONTAINER CORPORATION OF AMERICA'S RESPONSE TO  
USEPA'S REQUEST FOR INFORMATION PURSUANT TO  
SECTION 104(e) OF CERCLA; BAYONNE BARREL & DRUM  
SUPERFUND SITE, 150-154 RAYMOND BOULEVARD,  
NEWARK, ESSEX COUNTY, NEW JERSEY**

**1. General Information About the Company**

- a. State the correct legal name of the Company.
- b. Identify the legal status of the Company (corporation, partnership, sole proprietorship, specify if other) and the state in which the Company was organized.
- c. State the name(s) and address(es) of the President and the Chairperson of the Board of the Company.
- d. If the Company has subsidiaries or affiliates, or is a subsidiary of another organization, identify these related companies and state the name(s) and address(es) of the President(s) and the Chairperson(s) of the Board of those organizations. Provide such information for any further parent/subsidiary relationships.
- e. If the Company is a successor to, or has been succeeded by, another company, identify such other company and provide the same information requested above for the predecessor or successor company.
- f. If the Company transacted business with Bayonne Barrel & Drum in the name of an entity not disclosed above, give the name of such entity and state its relationship to the Company.

**RESPONSE:**

1. a. The correct legal name of the Company is Jefferson Smurfit Corporation (U.S.) (referred to hereinafter as "the Company"). The Company is a subsidiary of Jefferson Smurfit Corporation. The Company is the survivor of the merger of Container Corporation of America and the former Jefferson Smurfit Corporation (U.S.), which occurred on December 31, 1994.
- b. The Company is a Delaware Corporation.
- c. The names and addresses of the Chairmen of the Board and President of the Company are as follows:  
  
Michael W. J. Smurfit  
Chairman of the Board  
c/o Jefferson Smurfit Group plc  
Beach Hill, Clonskeagh  
Dublin 4 Ireland

James E. Terrill  
President & Chief Executive Officer  
Jefferson Smurfit Corporation  
8182 Maryland Avenue  
St. Louis, Missouri 63105

- d. See Response to 1(a)-(c) hereinabove.
- e. See Response to 1(a)-(c) hereinabove. In addition, over the years, the Company from time to time has acquired facilities and/or companies. The Company's Information Search accounted for any of these acquisitions which resulted in a facility within approximately 100 miles of the Site (see Response #4 hereinbelow). Because we found no contact with the Site for the disposal, treatment or storage of any barrels, drums or other containers, or any other Company waste and because of the limited time in responding to this Request for Information, we have not attempted to reconstruct the acquisition history of the Company.
- f. N/A

2. Company's Relationship to Bayonne Barrel & Drum

- a. State whether the Company or any Company facility transacted any business with Bayonne Barrel & Drum for the disposal, treatment, or storage of any barrels, drums, or other containers (hereinafter collectively referred to as "Containers").
  - i. If so, describe the relationship (nature of services rendered or products sold to the Company) between the Company and Bayonne Barrel & Drum;
  - ii. Provide copies of any contracts or agreements between the Company and Bayonne Barrel & Drum;
  - iii. For each such facility, state the nature of the operations conducted at the facility, including the time period in which the facility operated; and
  - iv. For each such facility, state its name, address, and current RCRA Identification Number.
- b. In addition, if the Company transacted business with Bayonne Barrel & Drum, provide the following information for each transaction:

- i. Identify the specific dates of each transaction. Where an exact date cannot be provided for a transaction, provide an approximation by month and year;
- ii. Identify the number of Containers that were the subject of each such transaction;
- iii. Generically describe each Container that was the subject of each such transaction (example: closed-head steel drums, etc.);
- iv. Identify the intended purpose of each such transaction;
- v. State whether each Container that was the subject of the transaction contained any substance at the time of the transaction. As to each Container that contained any substance:
  - (1) Identify each such substance, including its chemical content, physical state, quantity by volume and weight, and other characteristics; and
  - (2) Provide all written analyses that may have been made for each such substance or which may be in the custody or control of the Company and all material safety data sheets, if any, relating to each such substance;
- vi. If you contend that any such Container did not contain any substance at the time of the transaction:
  - (1) State whether such Container had previously been used by the Company to contain any substance, and if so:
    - (a) Identify all substances previously contained within such container, including its chemical content, physical state, and other characteristics; and
    - (b) Provide as to such substances, all written analyses that may have been made for each such substance or which may be in the custody or control of the Company and all material safety data sheets, if any, relating to each such substance;

- vii. Describe in detail any treatment of any Container that may have been performed by or on behalf of the Company prior to the time that the Container was transferred from the Company, including any process or procedure by which the Container was emptied or cleaned;
- viii. Provide copies of all documents relating in any way to each transaction, including copies of delivery receipts, invoices, or payment devices;
- ix. Identify all persons who might have knowledge of the transaction or who had any responsibility regarding the transaction; and
- x. If you sent any Container by means of any third party transporter, identify each such transporter, including the name and address of such transporter, and identify in which of the transactions such transporter acted.

**RESPONSE:**

- 2. a. Based on the Company's 104(e) Information Search (see Response #4 hereinafter for a list of those individuals contacted in responding to USEPA's 104(e) Information Request), the Company believes that it has not transacted any business with Bayonne Barrel & Drum for the disposal, treatment or storage of any barrels, drums or other containers.
  - i. N/A
  - ii. N/A
  - iii. N/A
  - iv. N/A
- b.
  - i. N/A
  - ii. N/A
  - iii. N/A
  - iv. N/A
  - v. N/A
  - vi. N/A



vii. N/A

viii. N/A

ix. N/A

x. N/A

Although the Company believes, based on its Information Search, that it has not transacted any business with Bayonne Barrel & Drum for the disposal, treatment or storage of any barrels, drums or other containers, or any other Company waste, the Company wishes to disclose certain information which it discovered during its 104(e) Information Search. As part of its Information Search, the Company's Quality Partition Manufacturing Plant (the "Flemington Plant"), which is located in Flemington, NJ, questioned Bill Jarvis, former General Manager for the Flemington Plant. According to Bill Jarvis, he could not be absolutely certain but he thought that the Flemington Plant may have used Bayonne Barrel & Drum to pick up the Flemington Plant's used oil during the time period 1984 through 1986. The Company then discussed this possibility with John Bibbinger, former Maintenance Manager of the Flemington Plant for the time period in question. Mr. Bibbinger had primary responsibility for the disposition of the Plant's used oil. Mr. Bibbinger stated that he had never heard of "Bayonne"; that the name "Bayonne" did not appear in his address book which he used during that time period; and that in fact another used oil recovery company (LORCO) had serviced the Flemington Plant during that time period.

The Company and its attorneys then contacted LORCO to confirm whether LORCO did, in fact, pick up used oil from the Flemington Plant during the time period in question. Based on LORCO's review of its log books for the time period in question, LORCO determined that it did pick up used oil from the Flemington Plant during the time period 1984 through 1986, the time period Mr. Jarvis thought Bayonne may have been servicing the Plant. Moreover, the Flemington Plant's records and the Company's corporate records show no transactions between the Flemington Plant and Bayonne Barrel & Drum. Therefore, based on the information discussed above, the Company believes it is reasonable to conclude, and has concluded, that its Flemington Plant has not transacted any business with Bayonne Barrel & Drum for the disposal, treatment or storage of any barrels, drums or other containers, or any other wastes, including used oil.

3. Identify any other person (e.g., individual, company, partnership, etc.) having knowledge of facts relating to the questions which are the subject of this inquiry. For each

such person that you identify, provide the name, address, and telephone number of that person, and the basis of your belief that he or she has such knowledge. For past and present employees, include their job title and a description of their responsibilities.

**RESPONSE:**

3. None - other than those individuals already disclosed herein. See Response #4 hereinbelow.
4. Identify each person consulted in responding to these questions and correlate each person to the question on which he or she was consulted.

**RESPONSE:**

4. It is our understanding and assumption that this Request for Information was addressed to Container Corporation of America and was actually received by the Company's Matawan, NJ Paperboard Drum Plant. Therefore, in a good faith effort to be responsive to this Request for Information, attorneys for the Company directed a copy of this Request for Information to all of the Company's facilities located within a radius of approximately 100 miles of the Site. The Request for Information was also directed to specific departments at the Company's Corporate Headquarters. Specifically, a copy of this Request for Information was directed to the following employees of the Company:

**EMPLOYEE**

**QUESTIONS CONSULTED ON**

Craig Hunt, Esq.  
Senior Counsel and  
Assistant Secretary  
Jefferson Smurfit Corporation  
8182 Maryland Avenue  
P.O. Box 66820  
St. Louis, MO 63166-6820

1,2,3,4,6,7

Paula Thomann  
Division Controller  
Smurfit Plastic Packaging  
Headquarters Office  
1204 East 12th St. 19802  
P.O. Box 1648  
Wilmington, DE 19899

2,3,4,7

Jean Wyse 2,3,4,7  
Corporate Accounting  
Jefferson Smurfit Corporation  
401 Alton Street  
Alton, IL 62002

Ted Udell 2,3,4,7  
Manager Engineering  
Smurfit Plastic Packaging  
Headquarters Office  
1204 East 12th St. 19802  
P.O. Box 1648  
Wilmington, DE 19899

Kevin Kerchner 2,3,4,7  
Smurfit Plastic Packaging  
2 Progress Road  
P.O. Box 69  
Monmouth Junction, NJ 08852

Jefferson Smurfit Corporation 2,3,4,7  
Broad & 16th Streets  
Carlstadt, NJ 07072  
c/o Joe Dryer, Sales Manager  
Jefferson Smurfit Corporation  
Cincinnati Container Plant  
9960 Alliance Road  
Cincinnati, OH 45242

Robert Flaherty 2,3,4,7  
Plant Manager  
Smurfit Plastic Packaging  
125 Harrison Avenue  
P.O. Box 433  
Matawan, NJ 07747-0433

John Curry, Jr. 2,3,4,7  
General Manager  
Jefferson Smurfit Corporation  
Philadelphia Container Plant  
100 McDonald Boulevard  
Aston, PA 19014

Richard J. Huff 2,3,4,7  
Plant Manager  
Jefferson Smurfit Corporation  
Folding Carton Plant  
500 Church Road  
North Wales, PA 19454

Rusty Miller General Manager Jefferson Smurfit Corporation Recycle Boxboard Mill 5000 Flat Rock Road Philadelphia, PA 19127	2,3,4,7
Walter B. Lawhead General Manager Jefferson Smurfit Corporation Valley Forge Carton Plant 1035 Longford Road Phoenixville, PA 19460-1200	2,3,4,7
Larry Trittipo Plant Manager Jefferson Smurfit Corporation Quality Partition Manufacturing Plant Route 12 West P.O. Box 2200 Flemington, NJ 08822	2,3,4,7
Al Chiaruttini Division Environmental Manager Folding Carton Division Jefferson Smurfit Corporation 1035 Longford Road Phoenixville, PA 19460-1200	2,3,4,7
Wayne Huttie Division Environmental/Technical Manager Boxboard Mill Division Jefferson Smurfit Corporation 407 Charles Street Middletown, OH 45042	2,3,4,7
Jerry Lamoureux Manager - Engineering and Environmental Container Division Jefferson Smurfit Corporation 577 Goddard Avenue, Suite A Chesterfield, MO 63005	2,3,4,7
Sven Dobler General Manager Jefferson Smurfit Corporation 85 Bi-County Boulevard Farmingdale, NY 11735-3919	2,3,4,7

Norman C. Poles  
Production Manager  
Jefferson Smurfit Corporation  
385 Farmingdale Road  
Route 109  
West Babylon, NY 11704-6200

2,3,4,7

In addition, the following individuals were also consulted in responding to this Request for Information:

<u>PERSON</u>	<u>QUESTIONS CONSULTED ON</u>
Roy C. Cobb, Jr. Senior Counsel & Environmental Counsel Jefferson Smurfit Corporation 8182 Maryland Avenue P.O. Box 66820 St. Louis, MO 63166-6820	All Questions
Janet Carl, Esq. Environmental Counsel Jefferson Smurfit Corporation 8182 Maryland Avenue P.O. Box 66820 St. Louis, MO 63166-6820	All Questions
E. L. Quatmann Division Controller Folding Carton & Boxboard Mill Division Jefferson Smurfit Corporation 8182 Maryland Avenue P.O. Box 66820 St. Louis, MO 63166-6820	2,3,4,7
K. E. Kushibab Boxboard Mill Controller Folding Carton & Boxboard Mill Division Jefferson Smurfit Corporation 8182 Maryland Avenue P.O. Box 66820 St. Louis, MO 63166-6820	2,3,4,7
N. H. Jorgensen Division Controller Smurfit Recycling Division Jefferson Smurfit Corporation 8182 Maryland Avenue P.O. Box 66820 St. Louis, MO 63166-6820	2,3,4,7

E. C. Stephens 2,3,4,7  
Folding Carton Controller  
Folding Carton & Boxboard Mill Division  
Jefferson Smurfit Corporation  
8182 Maryland Avenue  
P.O. Box 66820  
St. Louis, MO 63166-6820

E. D. Daiss 2,3,4,7  
Division Controller  
Container Division  
Jefferson Smurfit Corporation  
8182 Maryland Avenue  
P.O. Box 66820  
St. Louis, MO 63166-6820

E. P. Hurley 2,3,4,7  
Manager of Legislative Affairs  
Jefferson Smurfit Corporation  
8182 Maryland Avenue  
P.O. Box 66820  
St. Louis, MO 63166-6820

C. L. Blackwood 2,3,4,7  
Controller  
Industrial Packaging Division  
Jefferson Smurfit Corporation  
8182 Maryland Avenue  
P.O. Box 66820  
St. Louis, MO 63166-6820

R. C. Voss 2,3,4,7  
Division Controller  
Consumer Packaging Division  
Jefferson Smurfit Corporation  
8182 Maryland Avenue  
P.O. Box 66820  
St. Louis, MO 63166-6820

Kevin Fisher 2,3,4,7  
Operations Manager  
Jefferson Smurfit Corporation  
Philadelphia Transportation Department  
5000 Flat Rock Road  
Philadelphia, PA 19127

Robert Ischinger 2,3,4,7  
Accountant  
Jefferson Smurfit Corporation  
Smurfit Recycling Company  
5000 Flat Rock Road  
Philadelphia, PA 19127

George M. Howard Production Manager Jefferson Smurfit Corporation Philadelphia Container Plant 100 McDonald Boulevard Aston, PA 19014	2,3,4,7
John Craigie Purchasing Agent Jefferson Smurfit Corporation Recycle Boxboard Mill 5000 Flat Rock Road Philadelphia, PA 19127	2,3,4,7
Jeffery B. Antonius Controller Jefferson Smurfit Corporation Valley Forge Carton Plant 1035 Longford Road Phoenixville, PA 19460-1200	2,3,4,7
Sue Schafer Environmental & Governmental Affairs Jefferson Smurfit Corporation 8182 Maryland Avenue P.O. Box 66820 St. Louis, MO 63166-6820	2,3,4,7
Bob DeGoria General Manager Integrated Packaging Corp. 122 Quentin Avenue New Brunswick, New Jersey 08901 (This facility was formerly owned by the Company and was just recently sold to Integrated Packaging).	2,3,7
Bill Jarvis 308 Mill Race Lane Newtown, PA 18940 215-968-2616 (Former General Manager, Jefferson Smurfit Corporation, Quality Partition Manufacturing Plant, Route 12 West, P.O. Box 2200, Flemington, NJ 08822).	2,3,7
John Bibbinger P.O. Box 76 Asbury, NJ 08822 908-537-2306 (Former Maintenance Manager, Jefferson Smurfit Corporation, Quality Partition Manufacturing Plant, Route 12 West, P.O. Box 2200, Flemington, NJ 08822).	2,3,7

Glenn Brauer  
Truck Driver  
Lionetti Oil Recovery, d/b/a LORCO  
Runyon and Cheesecake Road  
RD #1 Box 5A  
Old Bridge, NJ  
908-721-0900

2,3,7

Ann Rodgers  
Systems Analyst  
Smurfit Plastic Packaging  
Headquarters Office  
1204 East 12th St. 19802  
P.O. Box 1648  
Wilmington, DE 19899

2,3,4,7

Thomas McShane  
Senior Accountant  
Smurfit Plastic Packaging  
Headquarters Office  
1204 East 12th St. 19802  
P.O. Box 1648  
Wilmington, DE 19899

2,3,4,7

Judy Slimick  
Corporate Accounting  
Jefferson Smurfit Corporation  
401 Alton Street  
Alton, IL 62002

2,3,4,7

Tanya Miller  
Manager of Accounting  
Smurfit Plastic Packaging  
Headquarters Office  
1204 East 12th St. 19802  
P.O. Box 1648  
Wilmington, DE 19899

2,3,4,7

Harry Keith  
Purchasing  
Smurfit Plastic Packaging  
Headquarters Office  
1204 East 12th St. 19802  
P.O. Box 1648  
Wilmington, DE 19899

2,3,4,7

Alan Diddle  
Customer Service  
Smurfit Plastic Packaging  
2 Progress Road  
P.O. Box 69  
Monmouth Junction, NJ 08852

2,3,4,7



Lee Maxwell Controller Smurfit Plastic Packaging 2 Progress Road P.O. Box 69 Monmouth Junction, NJ 08852	2,3,4,7
William Green Sales/Service Manager Smurfit Plastic Packaging 2 Progress Road P.O. Box 69 Monmouth Junction, NJ 08852	2,3,4,7
William Newell Plant Manager Smurfit Plastic Packaging 2 Progress Road P.O. Box 69 Monmouth Junction, NJ 08852	2,3,4,7
Hank Perna Logistics Manager Smurfit Plastic Packaging 2 Progress Road P.O. Box 69 Monmouth Junction, NJ 08852	2,3,4,7
Karyn Langhurst Accounts Payable Smurfit Plastic Packaging 2 Progress Road P.O. Box 69 Monmouth Junction, NJ 08852	2,3,4,7
Patricia A. Jenkins Operations Manager Jefferson Smurfit Corporation 2828 S. Lock Street Chicago, IL 60608	2,3,4,7
John Horrisberger General Manager Smurfit Plastic Packaging 125 Harrison Avenue P.O. Box 433 Matawan, NJ 07747-0433	2,3,4,7
Bernard Lobermann (Former General Manager, Smurfit Plastic Packaging, 125 Harrison Avenue, P.O. Box 433, Matawan, NJ 07747-0433.)	2,3,4,7

Dennis Rike 2,3,4,7  
(Former Plant Manager, Smurfit Plastic Packaging, 125  
Harrison Avenue, P.O. Box 433, Matawan, NJ 07747-0433.)

George Hunley 2,3,4,7  
(Former Purchasing Agent, Smurfit Plastic Packaging, 125  
Harrison Avenue, P.O. Box 433, Matawan, NJ 07747-0433.)

Fred Zoll 2,3,4,7  
(Former Maintenance Supervisor, Smurfit Plastic  
Packaging, 125 Harrison Avenue, P.O. Box 433, Matawan, NJ  
07747-0433.)

John G. Cameron 2,3,4,7  
Hazardous Waste Coordinator  
Jefferson Smurfit Corporation  
Folding Carton Plant  
500 Church Road  
North Wales, PA 19454

James A. Martin 2,3,4,7  
(Former General Manager, Jefferson Smurfit Corporation,  
Folding Carton Plant, 500 Church Road, North Wales, PA  
19454.)

Patrick T. McGuane 2,3,4,7  
(Former Process Manager, Jefferson Smurfit Corporation,  
Folding Carton Plant, 500 Church Road, North Wales, PA  
19454.)

Julia Pilkington 2  
Purchasing Agent  
Jefferson Smurfit Corporation  
Valley Forge Carton Plant  
1035 Longford Road  
Phoenixville, PA 19460-1200

John Finelli 2,3,4,7  
RD 1 P.O. Box 118A Tinsman Road  
Frenchtown, NJ 08825  
908-996-6300  
(Former Controller, Jefferson Smurfit Corporation,  
Quality Partition Manufacturing Plant, Route 12 West,  
P.O. Box 2200, Flemington, NJ 08822).

Amanda Brown 2,3,4,7  
76 Woodlawn Ave.  
Oakdale, NY 11769  
516-586-6874  
(Former Purchasing Agent, Jefferson Smurfit Corporation,  
85 Bi-County Boulevard, Farmingdale, NY 11735-3919.)

Dick Orlandi 150 Peninsula Drive Babylon, NY 11702 516-669-2912 (Former Owner, Jefferson Smurfit Corporation, County Boulevard, Farmingdale, NY 11735-3919.)	2,3,4,7     85 Bi-
Artie Orlandi 2226 NW Fork Road Stuart, FL 34994 (Former Owner, Jefferson Smurfit Corporation, County Boulevard, Farmingdale, NY 11735-3919.)	2,3,4,7     85 Bi-
Dolores Genna Bookkeeper Jefferson Smurfit Corporation 385 Farmingdale Road Route 109 West Babylon, NY 11704-6200	2,3,4,7
Ed Gold Purchasing Agent Jefferson Smurfit Corporation 85 Bi-County Boulevard Farmingdale, NY 11735-3919	2,3,4,7
Teddy Rose Production Supervisor Jefferson Smurfit Corporation 85 Bi-County Boulevard Farmingdale, NY 11735-3919	2,3,4,7
Luis Tello Chemist Jefferson Smurfit Corporation 85 Bi-County Boulevard Farmingdale, NY 11735-3919	2,3,4,7
Elizabeth Vertucci Bookkeeper Jefferson Smurfit Corporation 85 Bi-County Boulevard Farmingdale, NY 11735-3919	2,3,4,7
Dick Story Jefferson Smurfit Corporation Consumer Packaging Division Beech and Robertson Streets Cincinnati, OH 45212	2,3,4,7

Robert A. Dinehart Division Engineer Consumer Packaging Division Jefferson Smurfit Corporation 400 E. North Ave. Carol Stream, IL 60188	2,3,4,7
Frank Lucard Controller Jefferson Smurfit Corporation Quality Partition Manufacturing Plant Route 12 West P.O. Box 2200 Flemington, NJ 08822	2,3,4,7
Tom Pagano Director of Corporate Planning Jefferson Smurfit Corporation 8182 Maryland Avenue P.O. Box 66820 St. Louis, MO 63166-6820	2,3,4,7
Walter Busker National Accounts Manager Jefferson Smurfit Corporation Container Plant 965 Muirfield Drive Hanover Park, IL 60103	2,3,4,7
Bob Cassel Jefferson Smurfit Corporation Philadelphia Container Plant 100 McDonald Boulevard Aston, PA 19014	2,3,4,7
Eileen Reidy Accounts Payable Jefferson Smurfit Corporation Broad & 16th Streets Carlstadt, NJ 07072	2,3,4,7
Diane D'Agostine Accounts Payable Jefferson Smurfit Corporation Broad & 16th Streets Carlstadt, NJ 07072	2,3,4,7

George Rohde  
Head Storekeeper  
Jefferson Smurfit Corporation  
Recycle Boxboard Mill  
5000 Flat Rock Road  
Philadelphia, PA 19127

2,3,4,7

Lastly, some of the above-listed individuals may have also consulted other employees of the Company and/or some former employees of the Company in responding to this Request for Information.

NOTE: As used above, "Jefferson Smurfit Corporation" refers to Jefferson Smurfit Corporation (U.S.).

5. Provide a list of all insurance policies and indemnification agreements held or entered into by you that may indemnify you against any liability that you may be found to have under CERCLA. Specify the insurer, type of policy, effective dates, and state per occurrence policy limits for each policy. Copies of policies may be provided in lieu of a narrative response. In response to this request, please provide not only those policies and agreements that are currently in effect, but also those in effect since your company began sending Containers to the Site.

**RESPONSE:**

5. Based on the Company's 104(e) Information Search (see Response #4 hereinabove for a list of those individuals contacted in responding to USEPA's 104(e) Information Request), the Company believes that it has not transacted any business with Bayonne Barrel & Drum for the disposal, treatment or storage of any barrels, drums or other containers, or any other Company waste. However, the relevant insurance coverage information is as follows:

**CONTAINER CORPORATION OF AMERICA  
GENERAL LIABILITY INSURANCE COVERAGE**

<u>POLICY PERIOD</u>	<u>INSURER</u>	<u>\$ LIMITS</u>	<u>POLICY NUMBER</u>
1/1/65-1/1/66	AETNA	2MM	8AL18560SR
1/1/65-1/1/66	AETNA	3MM X 2MM	8XS15SC
1/1/66-1/1/67	AETNA	2MM	8AL18560SR
1/1/66-1/1/67	AETNA	3MM X 2MM	8XS15SC
1/1/67-1/1/68	AETNA	2MM	8AL18560SR

1/1/67-1/1/68	AETNA	3MM X 2MM	8XS15SC
1/1/68-1/1/69	AETNA	2MM	8AL18560SR
1/1/68-1/1/69	AETNA	3MM X 2MM	8XS15SC
1/1/69-1/1/70	AETNA	2MM	8AL18560SR
1/1/69-1/1/70	AETNA	3MM X 2MM	8XS15SC
1/1/70-1/1/71	AETNA	2MM	8AL18560SR
1/1/70-1/1/71	AETNA	5MM X 2MM	8XS15SC
7/1/70-7/1/71	EMPLOYERS RE	10MM X 7MM	PLE-8188
7/1/70-7/1/71	AMERICAN HOME	5MM X 17MM	
1/1/71-1/1/72	AETNA	2MM	8AL18560SR
1/1/71-5/1/71	A GAP	5MM X 2MM	
5/1/71-5/1/72	AMERICAN MOTORIST	5MM X 2MM	1CP60331A
	EMPLOYERS RE	10MM X 7MM	PLE-8188
	AMERICAN HOME	5MM X 17MM	
1/1/72-2/1/72	AETNA	2MM	8AL18560SR
2/1/72-2/1/73	TRAVELERS	2MM	TRL-NSL-114T174-7-72
	AMERICAN MOTORIST	5MM X 2MM	1CP60331A
	EMPLOYERS RE	10MM X 7MM	PLE-8188
	AMERICAN HOME	5MM X 17MM	
2/1/73-2/1/74	TRAVELERS	2MM	TRL-NSL-114T174-7-72
	AMERICAN MOTORIST	5MM X 2MM	1CP60331A
	EMPLOYERS RE	10MM X 7MM	PLE-8188
	AMERICAN HOME	5MM X 17MM	
2/1/74-2/1/75	TRAVELERS	2MM	TRL-NSL-114T174-7-72
5/1/74	AMERICAN MOTORIST	5MM X 2MM	1CP60331A
5/1/74	EMPLOYERS RE	10MM X 7MM	PLE-8188
5/1/74	AMERICAN HOME	5MM X 12MM	358018
5/1/74-5/1/75	AMERICAN MOTORIST	30MM X 2MM	4SB020800
2/1/75-2/1/76	TRAVELERS	2MM	TRL-NSL-114T174-7-72
	AMERICAN MOTORIST	30MM X 2MM	4SB020800
2/1/76-2/1/77	TRAVELERS	2MM	TRL-NSL-114T174-7-72
	AMERICAN MOTORIST	30MM X 2MM	4SB020800
2/1/77-2/1/78	KEMPER	2MM	7ZM445-0349
	VARIOUS	3MM X 5MM	
		5MM X 5MM	
		5MM X 10MM	
		6MM X 15MM	
	HIGHLAND	10MM X 21MM	SR 4021-2
2/1/78-2/1/79	FORUM	2MM	GLA862014
2/1/79-9/30/86	FORUM	2MM	GLA862014

9/30/86-4/1/87	HARTFORD	1MM	84CSMD55600E
4/1/87-4/1/88	HARTFORD	2MM	84CSED55604E
4/1/88-4/1/89	HARTFORD	2MM	84HML085823E

**JEFFERSON SMURFIT CORPORATION AND  
CONTAINER CORPORATION OF AMERICA  
GENERAL LIABILITY INSURANCE COVERAGE**

<u>POLICY PERIOD</u>	<u>INSURER</u>	<u>\$ LIMITS</u>	<u>POLICY NUMBER</u>
4/1/89-4/1/90	SELF-INSURED	2MM	N/A
4/1/90-4/1/91	SELF-INSURED	2MM	N/A
4/1/91-4/1/92	SELF-INSURED	2MM	N/A
4/1/92-4/1/93	SELF-INSURED	2MM	N/A
4/1/93-4/1/94	SELF-INSURED	2MM	N/A
4/1/94-4/1/95	SELF-INSURED	2MM	N/A

**CONTAINER CORPORATION OF AMERICA  
UMBRELLA INSURANCE COVERAGE**

<u>POLICY PERIOD</u>	<u>INSURER</u>	<u>\$ LIMITS</u>	<u>POLICY NUMBER</u>
9/30/86-4/1/86	HARBOR	10MM	H1211244
	GRANITE STATE	10MM	6685-5857
	HIGHLANDS	5MM	SR41758
	LLOYDS OF LONDON	10MM	020194300
4/1/85-4/1/86	HOME INSURANCE	10MM	HXL1643213
	ROYAL INDEMNITY	5MM	ED103383
	FIREMANS FUND	35MM	XLX1687511
	FEDERAL INS	15MM	86-7928-99-19
4/1/86-4/1/87	FOREST INS LTD	5MM	8401386
	PACIFIC INS CO	5MM	P134059
	INS CO OF STATE OF PA	5MM	46867493
	UNDERWRITERS AT	10MM	5235 @59% CLAIMS
	LLOYDS OF LONDON		4046 @35% MADE
			3046 @6% POLICIES

4/1/87-4/1/88	HARTFORD	8MM	84HUSG4092
	FIRST STATE	5MM	EU005444
	ST. PAUL SURPLUS	5MM	LC05518279
	LINES		
	FIREMANS FUND INS CO	12MM	XXK1867143
4/1/88-4/1/89	HARTFORD	8MM	84HUSG5746
	FIRST STATE	5MM	EU006678
	ST. PAUL SURPLUS	5MM	LC05519024
	LINES		
	LEXINGTON INS CO	5MM	552-8950
	ZURICH AM INS CO	5MM	CEO-1450170
	HARBOR INS CO	5MM	HI-209591
	INTERNATIONAL INS CO	5MM	531-200543-4
	AETNA LIFE & CAS	10MM	51XN124SCA
	FIREMENS FUND INS CO	10MM	204-42-99
	CHUBB INS CO	25MM	79086340
	HOME INS CO OF PA	15MM	HXL1642761

JEFFERSON SMURFIT CORPORATION AND  
CONTAINER CORPORATION OF AMERICA  
UMBRELLA INSURANCE COVERAGE

<u>POLICY PERIOD</u>	<u>INSURER</u>	<u>\$ LIMITS</u>	<u>POLICY NUMBER</u>
4/1/89-4/1/90	NATIONAL UNION	10MM	BE2058145
	INS CO OF STATE OF PA	12MM	4689-1663
	AGRICULTURE E & S	2MM	XS0007335
	NATIONAL UNION	1MM	4267513
	NATIONAL UNION	4MM	75105806
	LEXINGTON INS CO	6MM	5566317
	AETNA CASUALTY	10MM	51XN131SCA
	CHUBB INS CO	25MM	7908-63-40
	FIREMENS FUND	15MM	XXK2115403
	HOME INS CO	15MM	HXL270767
4/1/90-4/1/91	NATIONAL UNION	10MM	BE2057814
	INS CO OF STATE OF PA	10MM	4690-2063
	NATIONAL UNION	5MM	75-105915
	LEXINGTON INS CO	5MM	5569902
	AETNA CAS & SURETY CO	10MM	51XN143SCA
	FEDERAL INS CO	25MM	7908-63-40
	TRANSAMERICA INS CO	20MM	XLX2718195
	HOME INS CO	15MM	HXL268414
4/1/91-4/1/92	NATIONAL UNION	15MM	BE2057970
	INS CO OF STATE OF PA	15MM	46912638
	AETNA CASUALTY	10MM	51XN153SCA



	FEDERAL INS CO	25MM	79086340
	TRANSAMERICA	20MM	XLX2718547
	NATIONAL SURETY	15MM	C84XXK2170225 (ALL STATES EXCEPT MASS)
	GULF INS	15MM	GFE5362425 (MASS ONLY)
4/1/92-93	NATIONAL UNION	15MM	BE308-38-48
	INS CO OF STATE OF PA	15MM	469232032
	AETNA CAS & SURETY	10MM	01XN22185811SCA
	FEDERAL INSURANCE CO	25MM	7908-63-40
	TRANSAMERICA INS CO	25MM	XLX2711478
	AETNA CAS & SURETY	10MM	01XN22185812SCA
4/1/93-4/1/94	NATIONAL UNION	25MM	BE3087641
	FEDERAL INS CO	25MM	79086340
	AETNA CAS & SURETY	25MM	01XN23303513SCA
	TRANSAMERICA INS CO	25MM	XLX9150490
4/1/94-4/1/95	NATIONAL UNION	25MM	BE 309-13-70
	FEDERAL INS CO	25MM	7908-63-40
	AETNA CAS & SURETY	25MM	01XN24114678SCA
	TRANSAMERICA	25MM	XLX9151409

6. State whether there exists any agreement or contract (other than an insurance policy) which may indemnify the Company, present or past directors, officers or owners of shares in the Company, for any liability that may result under CERCLA. Provide a copy of any such agreement or contract. Identify any agreement or contract that you are unable to locate or obtain.

**RESPONSE:**

6. The By-Laws of the Company provide the Company with the authority to indemnify its directors, officers, employees and agents to the full extent allowed by Delaware law. In addition, the Company has indemnified its major stockholders and certain related parties with respect to matters relating to the Company's business, which could include liability that may result under CERCLA, pursuant to an organization agreement among such parties. Certain present and former directors may also have rights to be indemnified against liability that may result under CERCLA pursuant to previously existing indemnification agreements with the Company and/or its predecessors. If additional information is required in this regard, please advise.

7. Supply any additional information or documents that may be relevant or useful to identify other sources who disposed of or transported Containers to the Site.

**RESPONSE:**

7. The Company did own several facilities within approximately 100 miles or less of the Site which are presently closed or are no longer owned by the Company. The Company stresses that at this time, based on its 104(e) Information Search, it has no reason to believe that any of these facilities transacted business with Bayonne Barrel & Drum for the disposal, treatment or storage of any barrels, drums or other containers, or any other Company waste. These facilities are as follows:

- (1) Container Corporation of America  
Composite Can Division  
U.S. #130 & Stults Road  
Jamesburg, New Jersey 08831

This facility is no longer owned by the Company. In about 1982, this facility was sold to the current owner, whose address is as follows: Sonoco Products Company, Consumer Products Division, Jamesburg Plant, 5 Stults Road, Dayton, New Jersey 08810.

- (2) Container Corporation of America  
Philadelphia Shipping Container  
5000 Flat Rock Road  
Philadelphia, PA

The Philadelphia Shipping Container operation at 5000 Flat Rock Road was discontinued around the early 1980's. The Company has a Recycle Boxboard Mill that still operates at this location. (See Response #4 hereinabove.)

- (3) Container Corporation of America  
Philadelphia Folding Carton  
5000 Flat Rock Road  
Philadelphia, PA

The Philadelphia Folding Carton operation at 5000 Flat Rock Road was discontinued around the early 1980's. The Company has a Recycle Boxboard Mill that still operates at this location. (See Response #4 hereinabove.)

- (4) Container Corporation of America  
Allentown Shipping Container Plant  
Allentown, PA  
This facility closed around 1981.

- (5) Container Corporation of America  
Wilmington Mill  
Wilmington, DE

This facility was closed around 1981-1982, and the property was sold.

- (6) Smurfit Plastic Packaging  
Compounding Plant  
Wilmington, DE

This facility is no longer owned by the Company. It was sold in 1992. The current owner and address is as follows: Brandywine Compounding Company, 1101 Rosemont Avenue, Wilmington, DE 19802.

- (7) Jefferson Smurfit Corporation  
New Brunswick Container Plant  
122 Quentin Avenue  
New Brunswick, New Jersey 08901

This facility is no longer owned by the Company. It was just recently sold. The current owner and address is as follows: Integrated Packaging Corp., 122 Quentin Avenue New Brunswick, New Jersey 08901. In response to the 104(e) Information Request, the Company contacted this facility and was told that no responsive information existed. (See Response #4 hereinabove.)

CERTIFICATION OF ANSWERS TO REQUEST FOR INFORMATION

RE: USEPA 104(e) Request for Information  
Bayonne Barrell & Drum Superfund Site

STATE OF MISSOURI )  
COUNTY OF ST. LOUIS )

I, Michael E. Tierney, certify under penalty of law that I have personally examined and am familiar with the information submitted in this document (response to EPA Request for Information), and that based on my inquiry of those individuals immediately responsible for obtaining the information and based on the information discovered to date, I believe that the submitted information is true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment.

MICHAEL E. TIERNEY

VICE PRESIDENT AND GENERAL COUNSEL  
JEFFERSON SMURFIT CORPORATION (U.S.)

MTierney  
SIGNATURE

Sworn to me before this 12/14th day of November, 1995.

Jacqueline C. Brockelmeyer  
NOTARY PUBLIC

My Commission Expires:

9/1/97

JACQUELINE C BROCKELMEYER  
NOTARY PUBLIC STATE OF MISSOURI  
ST. LOUIS COUNTY  
MY COMMISSION EXP. SEPT 1, 1997